

ENTERED

June 22, 2022

Nathan Ochsner, Clerk

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
VICTORIA DIVISION

RAMONA GALLEGOS,

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Petitioner,

v.

Misc. Action No. 6:22-MC-00002

UNITED STATES OF AMERICA,

Respondent.

ORDER ACCEPTING MEMORANDUM AND RECOMMENDATION

Pending before the Court is the April 26, 2022 Memorandum and Recommendation ("M&R") signed by Magistrate Judge Julie K. Hampton. (Dkt. No. 4). In the M&R, Magistrate Judge Hampton *sua sponte* recommends dismissal of Plaintiff Ramona Gallegos's case for lack of subject matter jurisdiction.

Gallegos was provided proper notice and the opportunity to object to the M&R. See 28 U.S.C. § 636(b)(1); Fed. R. Civ. P. 72(b). She did not object. As a result, review is straightforward: plain error. *Guillory v. PPG Indus., Inc.*, 434 F.3d 303, 308 (5th Cir. 2005).

No plain error appears. Accordingly, the Court **ACCEPTS** the M&R as the Court's Memorandum Opinion and Order. The Court **DISMISSES WITHOUT PREJUDICE** this case for lack of subject matter jurisdiction.

It is SO ORDERED.

Signed on June 21, 2022.

Drew B Tipton
DREW B. TIPTON
UNITED STATES DISTRICT JUDGE